

Session 119 - (2011-2012)

S 1031 General Bill, By Lourie, L. Martin, Elliott, Setzler and Alexander

Summary: To increase the age of the vehicle that may be disposed of by a demolisher

A BILL TO AMEND SECTION 56-5-5660(E)(1) OF THE 1976 CODE, RELATING TO THE APPLICATION FOR AND ISSUANCE OF DISPOSAL AUTHORITY CERTIFICATES, TO INCREASE THE AGE OF A VEHICLE THAT MAY BE DISPOSED OF BY A DEMOLISHER WITHOUT A CERTIFICATE OF TITLE OR OTHER NOTICE REQUIREMENTS FROM EIGHT TO FIFTEEN YEARS; TO AMEND SECTION 56-5-5670(A), RELATING TO DUTIES OF DEMOLISHERS PRIOR TO DEMOLISHING A VEHICLE ABANDONED ON A HIGHWAY, TO ESTABLISH A FIFTEEN DAY WAITING PERIOD BEFORE A DEMOLISHER MAY WRECK, DISMANTLE, OR DEMOLISH A VEHICLE UNLESS THE DEMOLISHER IS PROVIDED WITH A CERTIFICATE OF TITLE, AN AUCTION SALES RECEIPT, A DISPOSAL AUTHORITY CERTIFICATE, OR AN AFFIDAVIT OF PROOF OF LAWFUL POSSESSION; TO AMEND SECTION 56-5-5670(D), RELATING TO PENALTIES FOR DEMOLISHERS THAT BREACH DUTIES ESTABLISHED IN THIS SECTION, TO INCREASE PENALTIES FOR VIOLATIONS OF SECTION 56-5-5670; TO AMEND ARTICLE 39, CHAPTER 5, TITLE 56, RELATING TO THE DISPOSITION OF ABANDONED MOTOR VEHICLES ON HIGHWAYS, BY ADDING SECTION 56-5-5680 TO PROVIDE FOR AN AFFIDAVIT OF LAWFUL POSSESSION THAT A DEMOLISHER MAY ACCEPT IN LIEU OF A CERTIFICATE OF TITLE, AN AUCTION SALES RECEIPT, OR A DISPOSAL AUTHORITY CERTIFICATE, TO PROVIDE FOR THE CONTENTS OF THE AFFIDAVIT, TO PROVIDE THAT IT IS A FELONY TO KNOWINGLY PROVIDE FALSE INFORMATION IN THE AFFIDAVIT, TO REQUIRE A DEMOLISHER ACCEPTING AN AFFIDAVIT TO TRANSMIT THE INFORMATION CONTAINED IN THE AFFIDAVIT TO THE DEPARTMENT OF MOTOR VEHICLES, TO REQUIRE THE DEPARTMENT OF MOTOR VEHICLES TO REPORT THE INFORMATION TRANSMITTED BY THE DEMOLISHER TO THE NATIONAL MOTOR VEHICLE TITLE INFORMATION SYSTEM, AND TO PRESCRIBE THE APPROPRIATE USES OF THE INFORMATION; TO AMEND SECTION 56-5-5945, RELATING TO DUTIES OF DEMOLISHERS PRIOR TO DEMOLISHING AN ABANDONED OR DERELICT MOTOR VEHICLE FOUND ON PRIVATE PROPERTY, TO ESTABLISH A FIFTEEN DAY WAITING PERIOD BEFORE A DEMOLISHER MAY WRECK, DISMANTLE, OR DEMOLISH AN ABANDONED VEHICLE UNLESS THE DEMOLISHER IS PROVIDED WITH A CERTIFICATE OF TITLE, A SALES RECEIPT ISSUED PURSUANT TO SECTION 56-5-5850, OR AN AFFIDAVIT OF PROOF OF LAWFUL POSSESSION, AND TO INCREASE PENALTIES FOR VIOLATIONS OF SECTION 56-5-5945; AND TO REQUIRE THE DEPARTMENT OF MOTOR VEHICLES TO ESTABLISH A MECHANISM FOR THE ELECTRONIC TRANSMISSION OF THE INFORMATION REQUIRED UNDER THIS ACT AT NO CHARGE TO THE DEMOLISHER SUBMITTING THE INFORMATION.

12/05/11	Senate	Prefiled
12/05/11	Senate	Referred to Committee on Judiciary
01/10/12	Senate	Introduced and read first time (Senate Journal-page 21)
01/10/12	Senate	Referred to Committee on Judiciary (Senate Journal-page 21)
01/18/12	Senate	Committee report: Favorable with amendment Judiciary (Senate Journal-page 6)
01/19/12		Scrivener's error corrected
02/01/12	Senate	Committee Amendment Adopted (Senate Journal-page 33)
02/02/12		Scrivener's error corrected
02/21/12	Senate	Amended (Senate Journal-page 9)
02/22/12		Scrivener's error corrected
02/23/12	Senate	Read second time (Senate Journal-page 14)
02/23/12	Senate	Roll call Ayes-32 Nays-0 (Senate Journal-page 14)
02/28/12	Senate	Read third time and sent to House (Senate Journal-page 15)
02/29/12	House	Introduced and read first time (House Journal-page 6)
02/29/12	House	Referred to Committee on Education and Public Works (House Journal-page 6)
03/29/12	House	Committee report: Favorable with amendment Education and Public Works (House Journal-page 81)
04/24/12	House	Debate adjourned until Tues., 05-01-12 (House Journal-page 42)
05/01/12	House	Debate adjourned (House Journal-page 23)
05/01/12	House	Requests for debate-Rep(s). Thayer, Hixon, JR Smith, Bedingfield, Corbin, White, Bales, Tallon, Brannon, Brady (House Journal-page 33)
05/02/12	House	Amended (House Journal-page 11)
05/02/12	House	Debate adjourned until Thur., 05-03-12 (House Journal-page 11)

05/02/12	House	Requests for debate removed-Rep(s). Tallon, Bedingfield, GR Smith, Corbin, Hixon, Thayer, Brannon, White (House Journal-page 11)
05/03/12	House	Read second time (House Journal-page 44)
05/03/12	House	Roll call Yeas-91 Nays-0 (House Journal-page 45)
05/08/12		Scrivener's error corrected
05/08/12	House	Reconsidered (House Journal-page 7)
05/08/12	House	Amended (House Journal-page 9)
05/08/12	House	Read second time (House Journal-page 9)
05/08/12	House	Roll call Yeas-113 Nays-0 (House Journal-page 9)
05/09/12	House	Read third time and returned to Senate with amendments
05/09/12		Scrivener's error corrected
05/29/12	Senate	House amendment amended (Senate Journal-page 63)
05/29/12	Senate	Roll call Ayes-39 Nays-0 (Senate Journal-page 63)
05/29/12	Senate	Returned to House with amendments (Senate Journal-page 63)
06/05/12	House	Debate adjourned until Wed., 06-06-12
06/06/12	House	Concurred in Senate amendment and enrolled
06/06/12	House	Roll call Yeas-xxx Nays-xxx